



#15
W. Langer
6/12/01

Our Docket No: 080398.P162

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
David A. Desch) Examiner: Grant, C.
Application No: 09/183,717) Art Unit: 2711
Filed: October 30, 1998)
For: A SYSTEM AND METHOD FOR)
PROVIDING DIGITAL VIDEO)
AND AUDIO BROADCAST)

RESPONSE TO OFFICE ACTION

Box Non Fee Amendment
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action mailed May 17, 2001, the Applicant respectfully requests the Examiner to consider the following remark.

FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that I am causing the above-referenced correspondence to be deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, D. C. 20231

June 1, 2001

Date of Deposit

Debbie Peloquin

Name of Person Mailing Correspondence

Debbie Peloquin

Signature

June 1, 2001

Date



27H
2611

Attorney's Docket No.: 80398.P162

Patent

In re the Application of: David A. Desch
(inventor(s))

Application No.: 09/183,717

Filed: October 30, 1998

For: A System and Method For Providing Digital Video and Audio Broadcast
(title)

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ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

SIR: Transmitted herewith is an Amendment for the above application.

 Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a verified statement previously submitted.

 A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27 is enclosed.

 X No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	Claims Remaining After Amd.		Highest No. Previously Paid For	Present Extra
Total Claims	* 52	Minus	** 52	12
Indep. Claims	* 7	Minus	*** 7	3
First Presentation of Multiple Dependent Claim(s)				

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

SMALL ENTITY	
Rate	Additional Fee
X9	\$
X40	\$
+135	\$
Total Add. Fee	\$

OTHER THAN A SMALL ENTITY	
Rate	Additional Fee
X18	\$ 0.00
X80	\$ 0.00
+270	\$
Total Add. Fee	\$ 0.00

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on June 1, 2001
Date of Deposit

Debbie Peloquin
Name of Person Mailing Correspondence

Debbie Peloquin June 1, 2001
Signature Date

_____ A check in the amount of \$_____ is attached for presentation of additional claim(s).
_____ Applicant(s) hereby Petition(s) for a Two-Month Extension of Time pursuant to
37 C.F.R. § 1.136(a).

_____ A check for \$_____ is attached for processing fees under 37 C.F.R. § 1.17.

_____ Please charge my Deposit Account No. 02-2666 the amount of \$_____.

A duplicate copy of this sheet is enclosed.

X The Commissioner of Patents and Trademarks is hereby authorized to charge payment
of the following fees associated with this communication or credit any overpayment to
Deposit Account No. 02-2666 (**a duplicate copy of this sheet is enclosed**):

X Any additional filing fees required under 37 C.F.R. § 1.16 for presentation
of extra claims.

X Any extension or petition fees under 37 C.F.R. § 1.17.

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BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

JUN 12 2001

Technology Center 2600

Dated: June 1, 2001


Mark J. Fink

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